



2921

Section  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Heinrich D. Lütticken, Egbert Mundt and Adriaan A.W.M. van Loon

Serial Number: 09/084,837

Group Art Unit: 1642

Filed: May 26, 1998

Examiner: to be assigned

For: RECOMBINANT BIRNAVIRUS VACCINE

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATIONAssistant Commissioner of Patents  
Washington, D.C. 20231

August 3, 1998

Sir:

Enclosed in response to the Notice to File Missing Parts of Application in the above-identified application is, as requested, a copy of the Notice along with Declaration and Power of Attorney.

Please charge the \$130.00 surcharge under 37 CFR 1.16(e) to Deposit Account 02-2334. In the event any additional fees are required with this paper, please charge our Deposit Account No. 02-2334.

Respectfully submitted,

RECEIVED

AUG 10 1998

OFFICE

*Mary E. Gormley*  
Mary E. Gormley  
Attorney for Applicants  
Registration No. 34,409

Docket No. I/97269 US

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I hereby certify that this correspondence  
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20231 on 8/3/98  
Date Of Deposit

Mary E. Gormley  
Registration No. 34,409

*Mary E. Gormley* 8/3/98  
Signature Date



UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231

RECEIVED  
AUG 14 1998  
GROUP 1800 ASSIGNED

NOBEL N.V.  
1000 PILLARD DRIVE SUITE 206  
ROCKVILLE MD 20850-4373

DATE MAILED: 1642  
07/14/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

**If all required items on this form are filed within the period set above, the total amount owed by applicant as a**  
☒ small entity (statement filed) ☐ non-small entity is \$ 130.00

☒ 1. The statutory basic filing fee is:  
☐ missing.  
☐ insufficient.  
Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.  
\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.  
\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.  
\$ \_\_\_\_\_ for multiple dependent claim surcharge.  
Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:  
☒ is missing or unexecuted.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.  
An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.  
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☒ 6. A \$50 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.  
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*M. M. d. d. d. d.*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202